

113 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP No.183 of 2015

Date of Decision: February 05, 2015

Seema

.... Petitioner

vs.

State of Punjab and others

.... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. S.P. Soi, Advocate for the petitioner.

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment?*
- 2. To be referred to the Reporters or not?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh J.(Oral)

The petitioner has filed this petition for habeas corpus seeking the release of her daughter Priyanka from the custody of private respondents. It is stated that FIR No.4, dated 08.01.2015, under Sections 366, 366-A of the Indian Penal Code, 1860, has been registered at Police Station City Hoshiarpur, District Hoshiarpur (Punjab) against the private respondents.

It is claimed that date of birth of detenue Priyanka is 02.09.1997. It is further stated that she had misrepresented her date of birth before this Court to claim that she is 19 years of age and got the protection from this Court in CRM No.M-1334 of 2015 vide order dated 14.01.2015.

A perusal of the protection order shows that it was claimed by detainee Priyanka that she had married Kalu (respondent No.6) against the wishes of her parents, therefore, she was apprehending danger to her life and liberty. Accordingly, necessary direction was issued to the Senior Superintendent of Police, Hoshiarpur.

In any case without commenting on the validity of the marriage, it is not a case of unlawful detention. Therefore, the present petition for habeas corpus is not maintainable.

Hence, dismissed.

February 05, 2015
sarita

(KULDIP SINGH)
JUDGE